## **APPENDIX A**

Legal Notice Of Public Hearing

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## Paradise Post Declaration of Publication

State of California County of Butte

#### Declarant Says:

That at all times herein mentioned Declarant is and was a resident of said county of Butte over the age of twenty-one years; not a part to nor interested in the within matter; that Declarant is now and was at all times herein mentioned the Legal Clerk of the Paradise Post, a tri-weekly newspaper, which said newspaper was adjudged a newspaper of general circulation on November 12, 1946, by Superior Court Order No. 22262 as entered in Book 30 Page 223 of said Court; and that said newspaper is printed and published every Tuesday, Thursday and Saturday in Paradise in said County of Butte; and that the Public Notice

Public Notice Urban Water Management Legal #633-05

Of which the copy annexed on the margin hereof is a true printed copy, was published in said newspaper in the issues of. December 3, 10, 2005

and that such publications was made in the regular issues of said paper ( and not in any supplemental edition or extra thereof)...

I declare under penalty of perjury that the foregoing is true and

Executed on December 10, 2005

Declarant

#### NOTICE OF PUBLIC HEARING

Regarding: Urban Water Management Plan 2005 Update

NOTICE IS HEREBY GIVEN that a Public Hearing regarding review and adoption of the 2005 update to the Urban Water Management Plan will be held by the Board of Directors of Paradise Irrigation District on Wednesday, December 14, 2005 at 6:30 p.m. at the District Office, 5325 Black Olive Drive, Paradise, California. The public may present oral or written comments as part of the public hearing. The updated Urban Water Management Plan is available for review at the PID Office and the Paradise Branch of the Butte County Library.

PARADISE IRRIGATION DISTRICT George Barber, District Manager

Dated:

November 21, 2005

Dec. 3, 10, 2005 633-05

## **APPENDIX B**

Resolution Of Plan Adoption

#### PARADISE IRRIGATION DISTRICT

#### **RESOLUTION NO. 2005-15**

#### A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PARADISE IRRIGATION DISTRICT ADOPTING THE 2005 URBAN WATER MANAGEMENT PLAN FOR PARADISE IRRIGATION DISTRICT

The Paradise Irrigation District does hereby resolve as follows:

WHEREAS the California Legislature enacted Assembly Bill 797 (Water Code Section 10610 et seq., known as the Urban Water Management Planning Act) during the 1983-84 Regular Session, and as amended subsequently, which mandates that every supplier providing water for municipal purposes to more than 3,000 customers or supplying more than 3,000 acre feet of water annually, prepare an Urban Water Management Plan, the primary objective of which is to plan for the conservation and efficient use of water; and

WHEREAS the District is an urban supplier of water providing water to more than 3,000 customers, and

WHEREAS the Plan may be periodically reviewed at least once every five years, and the District may make any amendments or changes to its plan which are indicated by the review; and

WHEREAS the Plan must be formally adopted by the Board of Directors after public review and hearing, and filed with the California Department of Water Resources within thirty days of adoption; and

WHEREAS the District has therefore, prepared and circulated for public review a draft Urban Water Management Plan, and a properly noticed public hearing regarding said Plan was held by the District on December 20, 2005.

WHEREAS the District desires to adopt said Plan and to file it as required by law.

NOW, THEREFORE, BE IT RESOLVED by the Paradise Irrigation District as follows:

- 1. The 2005 Urban Water Management Plan is hereby adopted and ordered filed with Town of Paradise;
- 2. The Manager is hereby authorized and directed to file the 2005 Urban Water Management Plan with the California Department of Water Resources within 30 days after this date;

- 3. The Manager is hereby authorized and directed to implement the Water Conservation Programs as set forth in the 2005 Urban Water Management Plan, which includes water shortage contingency analysis and recommendations to the Board of Directors regarding necessary procedures, rules, and regulations to carry out effective and equitable water conservation programs;
- 4. The Manager may recommend to the Board of Directors additional procedures, rules, and regulations to carry out effective and equitable allocation of water resources.

PASSED AND ADOPTED this 20th day of December 2005, by the following vote at a regular meeting of the Board of Directors:

AYBS:

Directors: WL Bill Kellogg, John Heinke, Larry Duncan, and Rick Hall.

NOES: ABSENT: None.

ABSTAIN:

None.

PARADISE IRRIGATION DISTRICT

Larry Dungan, President Board of Directors

ATTEST:

Katherine M. Welborn, Secretary

ATTEST:

Approved as to Form and Legality

William H. Spruance, Attorney at Law

### **APPENDIX C**

### Demand-Runoff-Storage Scenario Analyses

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Figure C.1 Normal Year Water Supply See Table 9, Supply Reliability

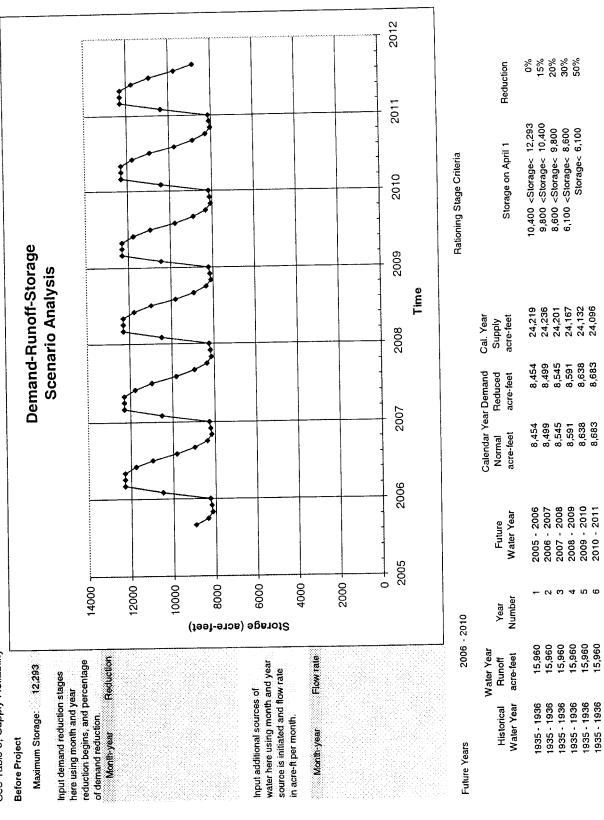
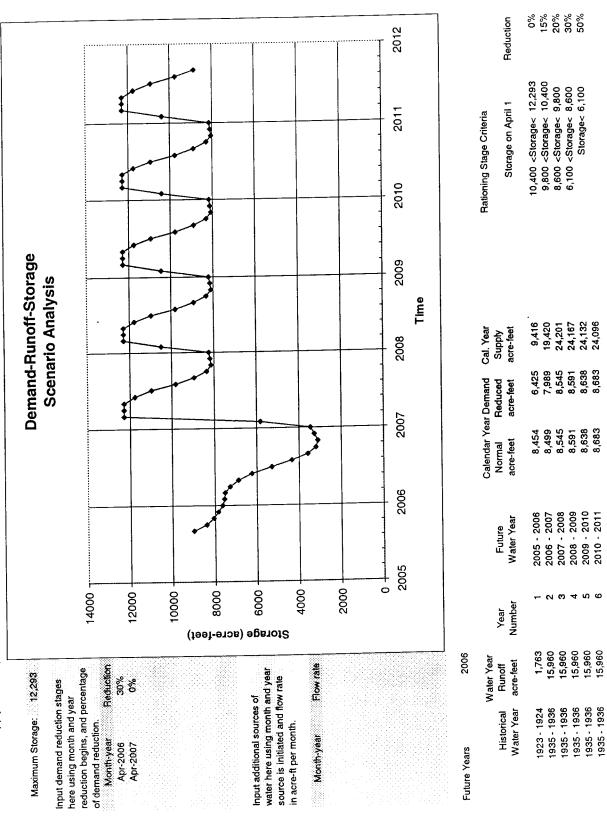
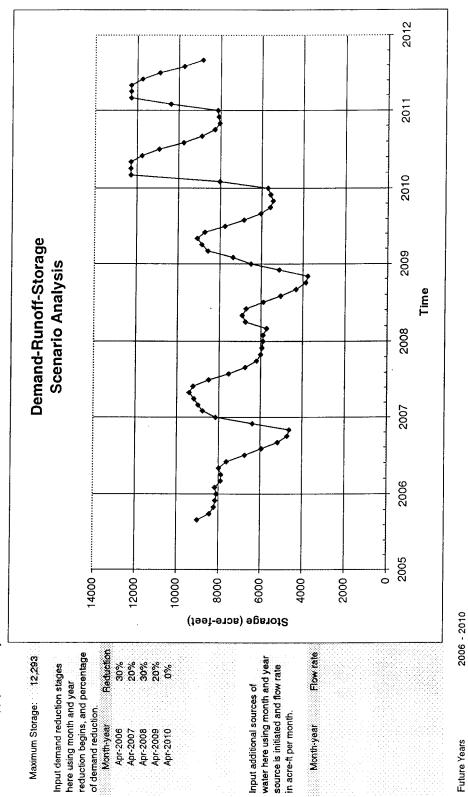


Figure C.2 Single Dry Year Water Supply See Table 9. Supply Reliability



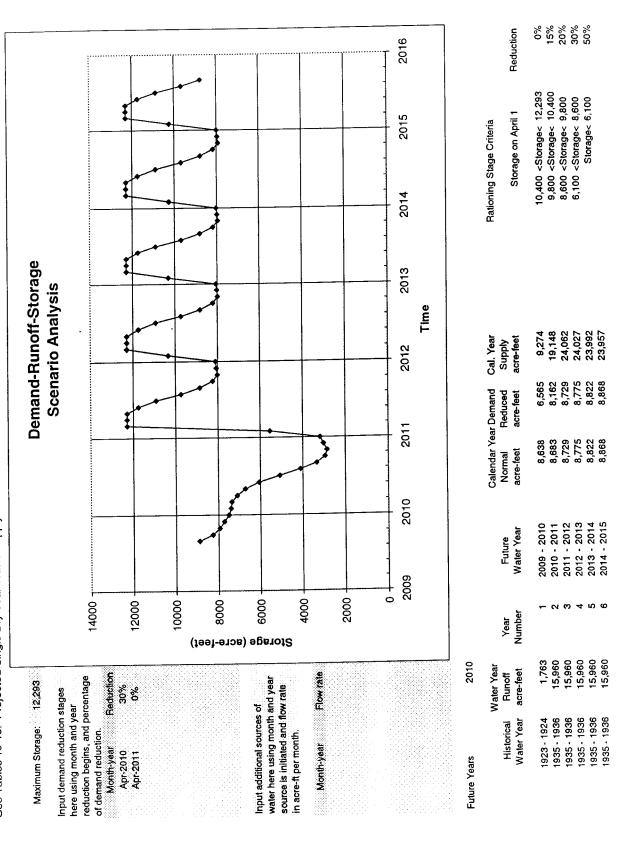
0% 15% 20% 30% 50%

Figure C.3 Multiple (Four) Dry Water Years See Table 9. Supply Reliability

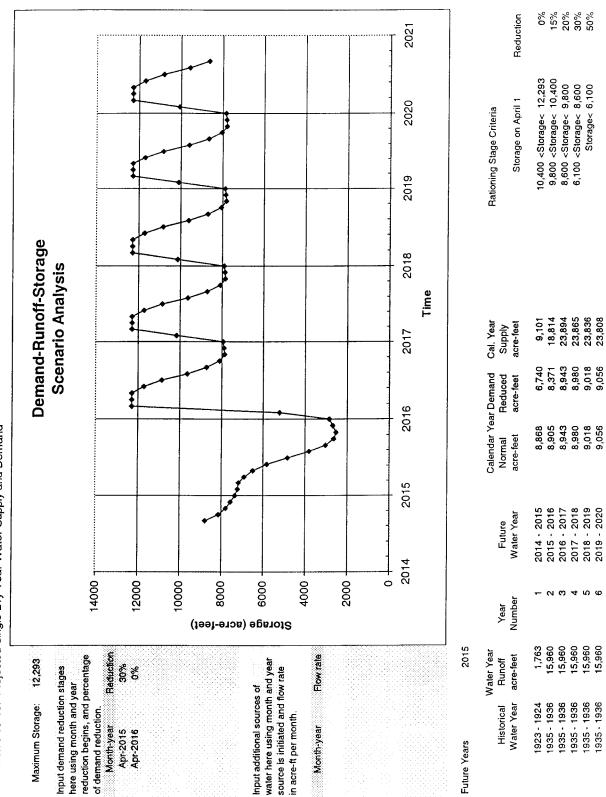


	Redu						
Rationing Stage Criteria	Storage on April 1	10.400 <storage, 12.293<="" td=""><td>9 800 <storage 10="" 400<="" td=""><td>8 600 <storage< td=""><td>6 100 - Storage - 8 600</td><td>Storage A 100</td><td></td></storage<></td></storage></td></storage,>	9 800 <storage 10="" 400<="" td=""><td>8 600 <storage< td=""><td>6 100 - Storage - 8 600</td><td>Storage A 100</td><td></td></storage<></td></storage>	8 600 <storage< td=""><td>6 100 - Storage - 8 600</td><td>Storage A 100</td><td></td></storage<>	6 100 - Storage - 8 600	Storage A 100	
Cal. Year Supply	acre-feet	11.327	14,837	10,040	13.817	21,671	24,096
ar Demand Reduced	acre-feet	6,425	6,629	6,153	6,701	8,292	8,683
Calendar Year Demand Normal Reduced	acre-feet	8,454	8,499	8,545	8,591	8,638	8,683
Future	Water Year	2005 - 2006	2006 - 2007	2007 - 2008	2008 - 2009	2009 - 2010	2010 - 2011
Year	Number	-	2	ო	4	S	g
Water Year Runoff	acre-feet	3,241	6,688	4,153	7,314	15,960	15,960
V Historical		1930 - 1931	1931 - 1932	932 - 1933	1933 - 1934	1935 - 1936	1935 - 1936

Figure C.4 Single Dry Water Year, 2010 See Tables 16-18. Projected Single Dry Year Water Supply and Demand

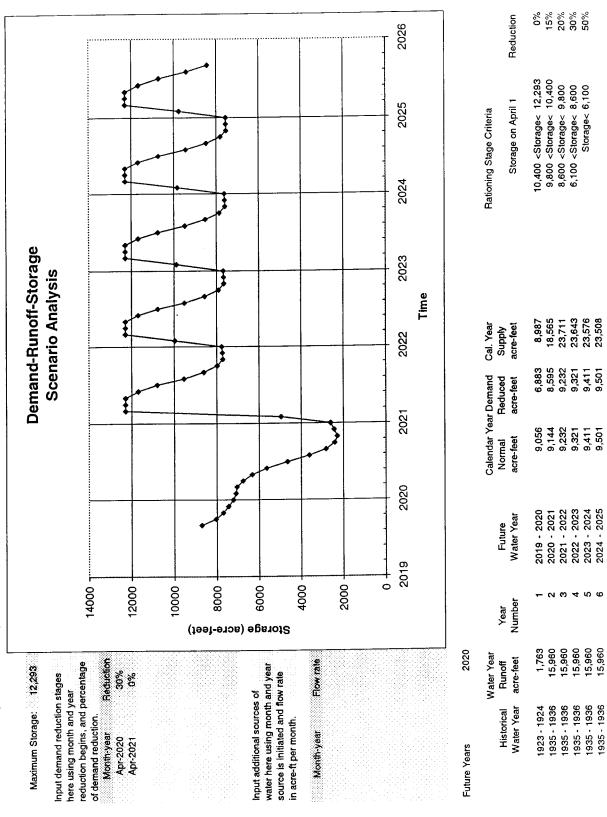


See Tables 16-18. Projected Single Dry Year Water Supply and Demand Figure C.5 Single Dry Water Year, 2015

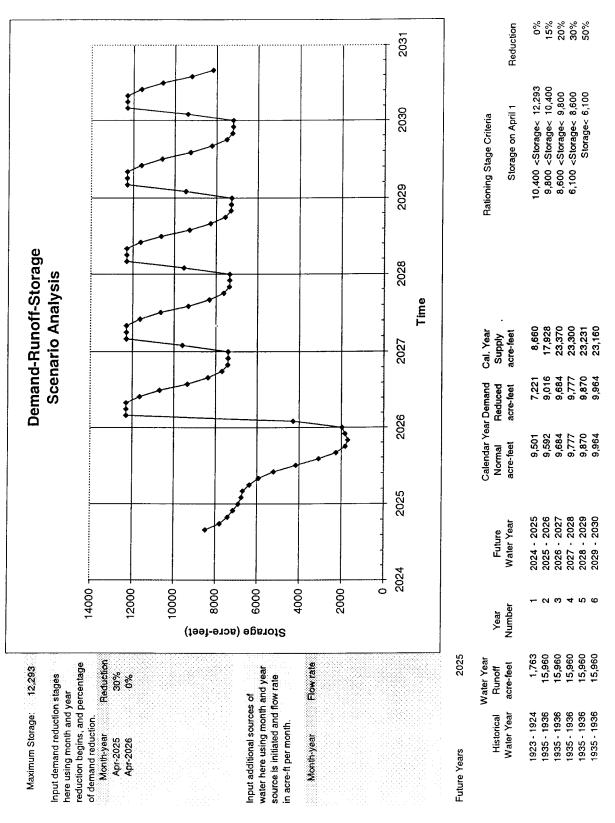


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Figure C.6 Single Dry Water Year, 2020 See Table 16. Projected Single Dry Year Water Supply



See Table 16. Projected Single Dry Year Water Supply Figure C.7 Single Dry Water Year, 2025



325, UWMP, 11-05.xls

Figure C.8 Single Dry Water Year, 2030 See Table 16. Projected Single Dry Year Water Supply

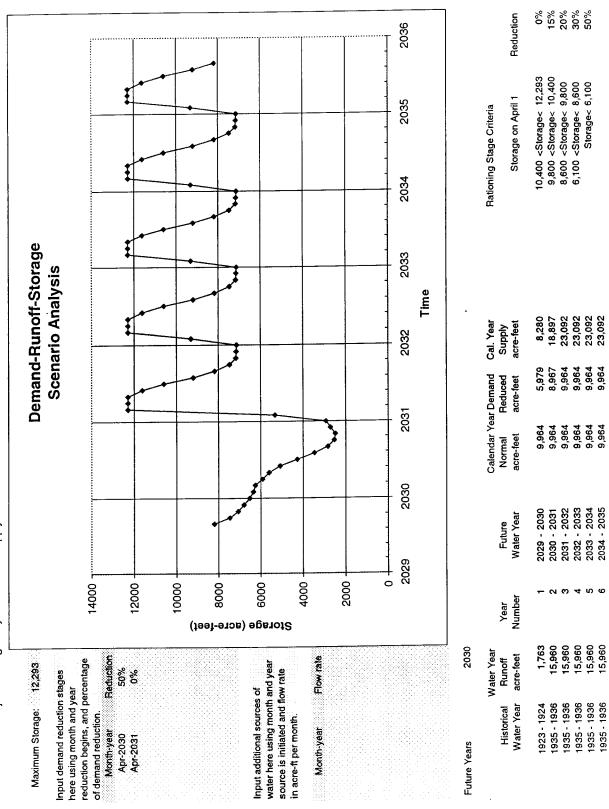
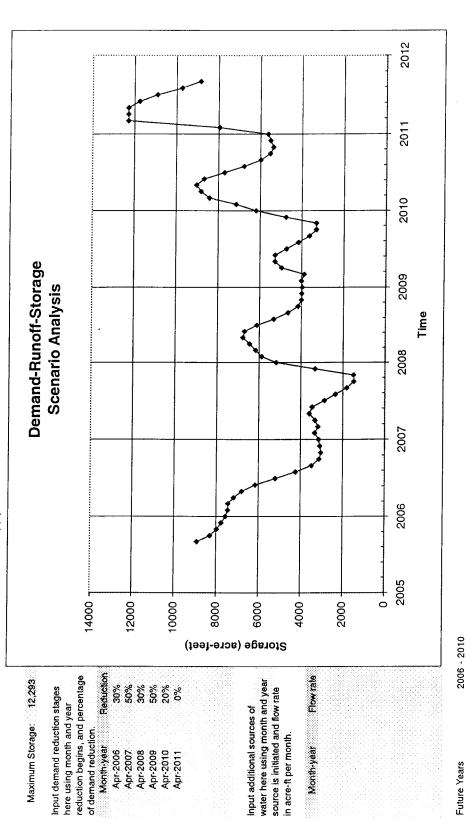


Figure C.9 Multiple Dry Water Years 2006-2010 See Tables 19-21, Projected Multiple Dry Year Water Supply and Demand



	Reduction	%0	15%	%00	%07 %06	%0°	000
Rationing Stage Criteria	Storage on April 1	10.400 <storage< 12.293<="" td=""><td>9 800 - Storage - 10 400</td><td>8 600 &lt; Storage &lt; 9 800</td><td>6 100 Storages 8 600</td><td>Storage 6 100</td><td>00-10 / 08000</td></storage<>	9 800 - Storage - 10 400	8 600 < Storage < 9 800	6 100 Storages 8 600	Storage 6 100	00-10 / 08000
Cal. Year Supply	acre-feet	9,316	6,381	11,870	8,116	13.513	21 597
ar Demand Reduced	acre-feet	6,425	4,590	5,639	4,640	6,392	8 336
Calendar Year Demand Normal Reduced	acre-feet	8,454	8,499	8,545	8,591	8,638	8 683
Future	Water Year	2005 - 2006	2006 - 2007	2007 - 2008	2008 - 2009	2009 - 2010	2010 - 2011
Year	Number	-	7	ო	4	S	9
Water Year Runoff	acre-feet	1,763	3,241	6,688	4,153	7,314	15,960
-	Water Year	3 - 1924	0-3191	1931 - 1932	2 - 1933	3 - 1934	5 - 1936

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Figure C.10 Multiple Dry Water Years 2011-2015 See Tables 22-24, Projected Multiple Dry Year Water Supply and Demand

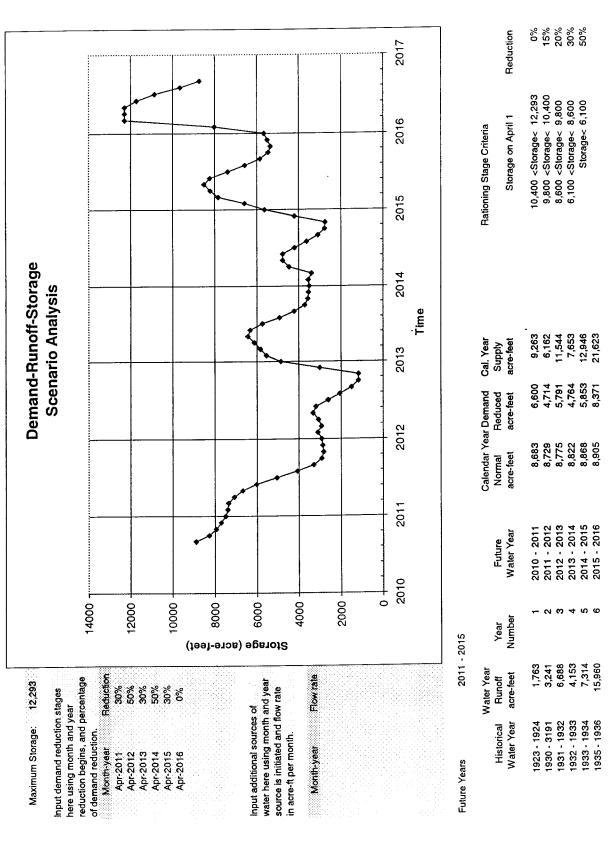
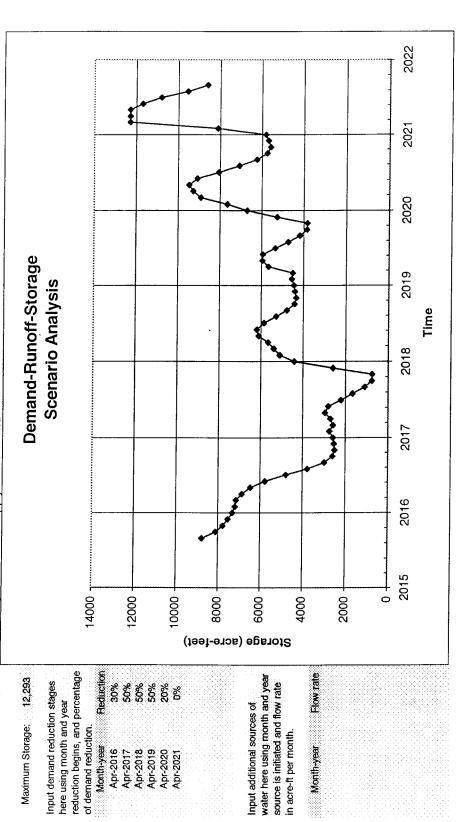


Figure C.11 Multiple Dry Water Years 2016-2020 See Tables 25-27, Projected Multiple Dry Year Water Supply and Demand

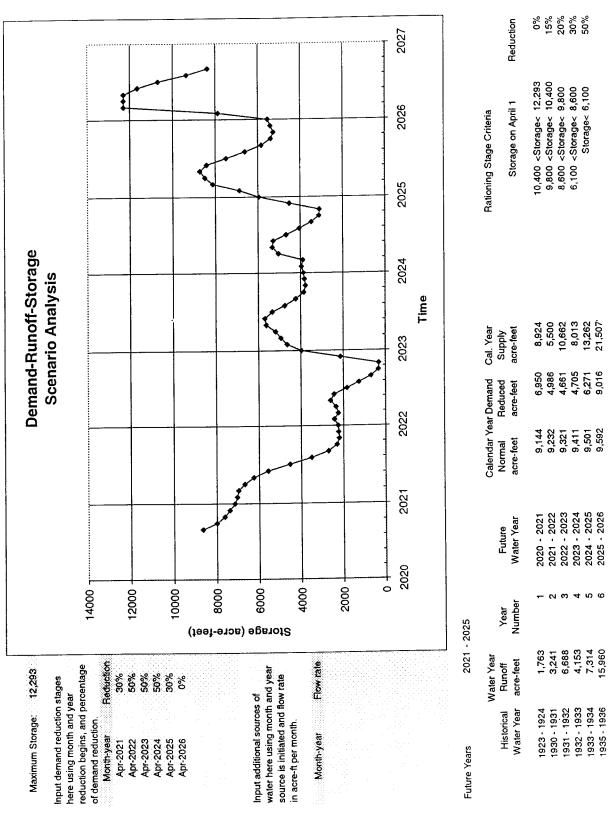


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	Reduction	%0	15%	%00	30%	%0°	8
Rationing Stage Criteria	Storage on April 1	10.400 <storage< 12.293<="" td=""><td>9.800 <storage, 10.400<="" td=""><td>8 600 <storage 800<="" 9="" td=""><td>6 100 <storage 600<="" 8="" td=""><td>Storage A 100</td><td></td></storage></td></storage></td></storage,></td></storage<>	9.800 <storage, 10.400<="" td=""><td>8 600 <storage 800<="" 9="" td=""><td>6 100 <storage 600<="" 8="" td=""><td>Storage A 100</td><td></td></storage></td></storage></td></storage,>	8 600 <storage 800<="" 9="" td=""><td>6 100 <storage 600<="" 8="" td=""><td>Storage A 100</td><td></td></storage></td></storage>	6 100 <storage 600<="" 8="" td=""><td>Storage A 100</td><td></td></storage>	Storage A 100	
Cal. Year Supply	acre-feet	9,071	5.817	11,109	8,608	14,025	21,777
ar Demand Reduced	acre-feet	6,769	4,829	4,490	4,509	6,701	8,778
Calendar Year Demand Normal Reduced	acre-feet	8,905	8,943	8,980	9,018	9,056	9,144
Future	Water Year	2015 - 2016	2016 - 2017	2017 - 2018	2018 - 2019	2019 - 2020	2020 - 2021
Year	Number	-	7	ო	4	S.	ဖ
Water Year Runoff	acre-feet	1,763	3,241	6,688	4,153	7,314	15,960
v Historical		1923 - 1924	1930 - 3191	1931 - 1932	1932 - 1933	1933 - 1934	1935 - 1936

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Figure C.12 Multiple Dry Water Years 2021-2025 See Tables 28-30, Projected Multiple Dry Year Water Supply and Demand



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### **APPENDIX D**

Paradise Irrigation District Rate Schedule Effective February 1, 2006

# Important Terms & Information

elieves that these rates have been incorrectly applied to his or her account, en given. The filing of an appeal shall not postpone the due date of the sputes not resolved by such an appeal may be further appealed to the anager or to such appeal panel as may be appointed by the Board. Any ay, within thirty (30) days after the billing date, appeal to the District ard of Directors within fifteen (15) days after a notice of decision has peal Process: Any customer who by reason of special circumstances,

 $\underline{cf} = 100$  cubic Feet = 748 gallons

ailure to receive a bill does not excuse late payment. Any unpaid balance the next reading date will be subject to a 10% penalty. on presentation and delinquent 50 days after the service period ends. ue Dates: You are billed bi-monthly for water service. Bills are payable

arage) and operated by occupant. ecupied by an individual or family. This does not include a home busised for living, sleeping, eating, or cooking, which could be rented and/or parate structure of building with habitable space or facilities that could be DU) Equivalent Dwelling Unit: Any mobile home pad, apartment ss, which is contained within a single structure (including an attached

nd Rate Code. See "appeal process" above for more information e have the correct service address, mailing address, EDU'S, Owner Name, there are errors on your bill please contact us immediately. Verify that vamine your bill: Important information is contained on your water bill

flect an additional \$2.00 fee collected for the Town of Paradise ire Hydrant Maintenance Surcharge: Each customer's water bill will

ew Owners: New owners of property are placed on the "B" rate automatially. Your rate will be recalculated in April after you have owned the

xamine your bill to ensure that the correct rate code is listed ate Codes: Rate codes are listed after each service rate in parenthesis

or non-payment require full payment of account plus any sealed meter ealed Meters: You may have your meter sealed to reduce your bi-monthly ervice charge. Water cannot be drawn from a sealed meter. Meters sealed harges in order for water service to be restored

Who can receive a bill: District policy requires that the "recorded owner equest, for an additional \$1.00 per bill, per billing period. eceive the water bill". Delinquent bills constitute a possible lien on the roperty. Duplicate bills for tenants or other parties are available upon

the discretion to disqualify accounts. omer will be changed to regular business rates and the Manager will have will be required. If future leaks are not repaired in a timely manner, cushis rate class. The delivery system must not have leaks and verification greeing to restrictions this rate choice will have. If the District declares equired to fill out an application stating their primary use of water and oluntary water use restrictions, they will be mandatory for customers in utdoor Recreation Rate Details: The owner of the property will be

Visit us at: WWW.PARADISEIRRIGATION.COM

# Irrigation/Residential Irrigation

Bi-Monthly Service & Quantity Charges

	·
\$176.92 (17)	4" Meter
<b>\$</b> 113.52 (I6)	3" Meter
\$69.12 (I5)	2" Meter
\$50.09 (14)	1-1/2" Meter
\$34.24 (I3)	1" Meter
\$27.89 (I1/I2)	5/8" & 3/4" Meter

## Quantity Charge

Residential Irrigation: Irrigation: \$32.33 first 53 Ccf \$0.25 per Ccf

\$0.25 Ccf over 53 Ccf

As of 1/1/90 no new Residential Irrigation accounts have been allowed using water on two or more acres to produce a crop for commercial use Note: Irrigation and Residential Irrigation accounts are defined as those

## Proposed New Rate—Effective 02/01/2006 **Outdoor Recreation Rate**

Service Connection Size	Bi-Monthly Service Charge
5/8 & 3/4"	\$50.40
1"	\$84.16
1-1/2"	\$167.83
2"	\$268.63
ຜູ	\$504.00
4"	\$840.16
Quantity Charge 0-1500 Ccf	\$0.25 Ccf
1501-3000 Ccf	\$0.43 Ccf
Over 3000 Ccf	\$0.61 Ccf
The outdoor recreation rate is for	The outdoor recreation rate is for customers that their primary use of water

## **Fire Service Connection Charges** Detector Meters—Billed Quarterly

to support outdoor recreation activities. An application is required

\$134.40 (FS8)	∞,
\$100.80 (FS6)	6"
\$67.20 (FS4)	4"
\$33.60 (FS2)	2"
Quarterly Service Charge	Service Connection Size

## Quantity Charge 96¢ per Ccf

trict's water system, the quarterly service charge is based on the size of tems such as fire sprinklers. Reflecting potential demand on the Dis-Any structure that is served with a separate connection to the District's water system that is designed to provide water to fire suppression syshe service connection. All water metered by the "detector" meter will



## Effective: 02/01/2006 Rate Schedule

Meter sizes and Billing codes are now listed on each PID water bill.
Please take the time to compare your next bill with the information contained in this brochure.

Important Terms & Information

- Residential Rates
- Sealed Meter Rates
- Multiple Family (Units)
- Residential/Care Facilities
- Business & Commercial
- Irrigation/Residential Irrigation
- Fire Service Connection Charges

5325 Black Olive Drive Paradise, CA 95967 PO Box 2409 530-877-4971

## Bi-Monthl rvice & Quantity Charges vesinentia

# A Rate (RA): \$38.08

All meter sizes Ccf from 4/1 of previous year thru 3/31 of current year). (Based on total annual usage: Less than or equal to 85

## Quantity Charge:

All usage \$0.61 per Ccf

check your bill for your current rate and who use less than 85 Ccf during prior year. Be sure to who have owned service address for longer than 1 year Who Qualifies for this Rate? Residential Customers

## B Rate (RB): \$50.40

All meter sizes 4/1 of previous year thru 3/31 of current year). (Based on total annual usage: More than 85 Ccf from

## Quantity Charge:

151& up 71-150 First 70 Ccf \$0.79 Ccf \$0.96 Ccf \$0.61 Ccf

# **Sealed Meters**

Bi-Monthly Service Charge

Sealed Rate (SLD): Bi-Monthly Service Charge

Plus Fire Hydrant Fee of \$1.00 1/2 of A -Rate (current sealed rate: \$19.04)

All meter sizes: Residential/ Business/ Irrigation

Service Fees for Seal/Unseal: \$20.00 per service call

(30) days of your billing date. See "Important Terms Charge, you must fill out an appeal form within thirty more information. If you feel there is a discrepancy in your Service and Information" section of this rate brochure for

## Bi-Monthly Service idnintar Quantity Charges

# Multi-Family (Unit) C Rate (MFC): \$33.04 per edu\*

EDU from 4/1 of previous year thru 3/31 of current year. Based on total annual usage: Less than or equal to 85 Ccf per

All meter sizes Quantity Charge: \$0.61 per Ccf All usage

Multi-Family (Unit) D Rate (MFD): \$38.64 per edu\*
Based on total annual usage: More than 85 Ccf per EDU from 4/1 of previous year thru 3/31 of current year.

All meter sizes Quantity Charge: \$0.61 per Ccf All usage

erated by occupant. Due to continuing consumption increases. rate structure of building with habitable space or facilities that of multiple units or EDU. All water used will be billed at the pied, will be charge the appropriate service fee times the number each and every multiple unit (space with mobile, residential) within a single structure (including an attached garage) and opcould be rented and/or occupied by an individual or family. could be used for living, sleeping, eating, or cooking, which Multiple Unit Charges: Any mobile home pad, apartment, sepabusiness or residence regardless of size) occupied or unoccu-This does not include a home business, which is contained

## \* equivalent dwelling unii

# Bi-Monthly Service & Quantity Charges **Residential Care Facilities**

Residential/Care Facilities (RCF): \$50.40 per calculated EDU

service charge. All water used will be billed at the lowest tier. "B-Rate" bi-monthly service charge to determine the minimum same period. The Calculated EDU will be multiplied by the divided by the average for single family residential for the lated on an EDU factor based on their prior year consumption housing and care will be charged Multiple Unit Charges calcu-Any facility which provides short term or long term residential

All meter sizes Quantity Charge: \$0.61 per Ccf All usage

2502 & up

1168-2501

\$0.61 Ccf \$0.79 Ccf \$0.96 Ccf

Quantity Charge:

First 1167 Ccf

# Bi-Monthly Service & Quar. Charges

## Bi-Monthly Service Fee: 5/8" & 3/4" Meter \$38.08 (BA) (LAA)

Must use less than or equal to 85 Ccf from 4/1 of previous year thru 3/31 of current year).

\$0.61 per Ccf Quantity Charge:

All Usage

\$0.96 Ccf	151 & up
\$0.79 Ccf	71-150
\$0.61 Ccf	First 70 Ccf
	Quantity Charge:
\$50.40 (B1) (LA1)	Bi-Monthly Service Fee:
	5/8" & 3/4" Meter

Bi-Monthly Service Fee:	\$84.16 (B2) (LA2)
Quantity Charge:	
First 117 Ccf	\$0.61 Ccf
118-251	\$0.79 Ccf
252 & up	\$0.96 Ccf
1-1/2" Meter	
Bi-Monthly Service Fee:	\$167.83 (B3) (LA3)
Quantity Charge:	
First 233 Ccf	\$0.61 Ccf
234-499	\$0.79 Ccf
500 & up	\$0.96 Ccf

 1 1/33 74	
I-1/2 INTEREL	
 Bi-Monthly Service Fee:	\$167.83 (B3) (LA3)
 Quantity Charge:	
First 233 Ccf	\$0.61 Ccf
234-499	\$0.79 Ccf
500 & up	\$0.96 Ccf
2" Meter	
Bi-Monthly Service Fee:	\$268.63 (B4) (LA4)
Quantity Charge:	
 First 373 Ccf	\$0.61 Ccf
 374-799	\$0.79 Ccf
 800 & up	\$0.96 Ccf
 3" Meter	
 Bi-Monthly Service Fee:	\$504.00 (B5) (LA5)
Quantity Charge:	
First 700 Ccf	\$0.61 Ccf
701-1500	\$0.79 Ccf
1501 & up	\$0.96 Ccf
4" Meter	
Bi-Monthly Service Fee:	\$840.16 (B6) (LA6)

Business Accounts charged by meter size not number of multi-units

### **APPENDIX E**

Town of Paradise Landscape Materials Ordinance

#### Chapter 15.36

#### LANDSCAPE MATERIALS

#### Sections:

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- 15.36.010 Purpose.
  15.36.020 Scope.
  15.36.025 Exemptions.
  15.36.030 Definitions.
  15.36.040 Regulations.
  15.36.045 Design criteria.
  15.36.050 Suggested plants.
  15.36.055 Invasive plants.
  15.36.060 Required percentage of landscaping.
  15.36.070 Maintenance.
  15.36.080 Violation--Penalty.
- 15.36.010 Purpose. The purpose of this chapter is to provide for the placement and installation of water-efficient, fire-resistant landscaping for specified development projects within the town and to maintain the rural, wooded atmosphere of the community. (Ord. 222 §3(part), 1993)
- 15.36.020 Scope. This chapter applies to all development projects proposed to be established within the town requiring formal review and approval by the planning commission or the planning director and new or expanded commercial, professional, multifamily, public, quasi-public, industrial and mobile home park developments which may not require formal review and approval by the planning commission or the planning director. (Ord. 222 §3 (part), 1993)
- 15.36.025 Exemptions. The provisions of this chapter shall not apply to the following development project applications: home occupation permits; temporary use permits; day care permits; administrative permits for sign structures, livestock animals, reverse vending machines, small collection recycling facilities, and/or other similar land uses as determined by the planning director; zoning variances; certificates of compliance; parcel mergers; boundary line modifications; reversions to acreage; commercial agricultural land uses and single-family residential land divisions. (Ord. 332 §1, 1999: Ord. 222 §3(part), 1993)
- 15.36.030 Definitions. The following words or phrases have the meanings ascribed to them in this section:
  "Developed area" means the area within a parcel of land which is altered from its natural state to accommodate a development and the appurtenant uses, including, but not

limited to, structures, parking lots, lawns and landscaping.

"Development" means the placement or erection of any solid material or structure on land or in water; change in the density or intensity of use of land; construction, reconstruction, demolition or alteration of the size of any structure, including any facility of any private, public, or municipal utility; including grading, dredging, mining, or other significant earthwork.

"Development project" means any project undertaken for the purpose of development, including a project involving the issuance of a permit for construction or reconstruction.

"Drought-tolerant plants" means any plant species which exhibit waterconserving characteristics and will survive and become established with the application of limited or temporary irrigation.

"Hydrozone" means a portion of the landscaped area having plants with similar water needs that are served by an irrigation valve or a set of valves with the same schedule.

"Invasive plants" means those plants with the ability to become established in the landscape and to displace and disrupt native plant communities.

"Landscape committee" means a committee composed of two members of the Paradise planning commission and a representative of the major local water purveyor appointed by its board of directors or comparable legislative body. The planning commission shall annually select its two representatives to serve upon the landscape committee, who may serve consecutive terms.

"Landscape materials" means any plant, rock, soil, lumber, lighting or irrigation device used for aesthetic enhancement of real property.

"Landscaped area" means the developed area of the parcel, as defined in this section, less the building footprint, driveways, nonirrigated areas of parking lots and nonporous areas such as decks and patios, but including existing vegetation to be retained as an integral part of the landscape plan.

"Native plant" means any indigenous tree, shrub or herb existing before european settlement.

"Planning director" means the director of the planning division of the community development department or a designee thereof.

"Structure" means that which is built or constructed, or an edifice or building of any kind, or any piece of work artificially built up or composed of having parts joined together in some definite manner.

"Top dressing" means any material such as leaves, bark, straw, or other materials left loose and applied to the soil surface to reduce evaporation and erosion.

- "Turf" means a surface layer of earth containing mowed grass with its roots. (Ord. 222 §3(part), 1993)
- 15.36.040 Regulations. All development projects subject to the requirements of this chapter or conditioned to submit and receive approval of landscape plans shall comply with the regulations set forth in this section:
- A. Two copies of landscape plans shall be submitted to the community development department.
  - B. Landscape plans shall include at a minimum:
- 1. Designated trees to be removed, including size, location on the lot and species of trees;
- 2. Existing landscaping, including but not limited to natural vegetation, rock outcroppings and water features to be retained as an integral part of the landscape plan;
- 3. Proposed landscaping with both common and botanical names, showing variety, size (gallons or box) and location of plants;
- 4. Irrigation plan showing size, location and types of valves (manual or automatic), types of spray heads and pipe type and size, if applicable;
- 5. Landscape lighting plan, if proposed, showing size, type and location of landscaping lighting;
- 6. Location, size, model and name of automatic controller, if proposed;
- 7. Location and proposed shielding of garbage containers, if any proposed;
- 8. A calculation of the total landscaped area in square feet;
- 9. Property lines, setback areas and street names; 10. Streets, driveways, walkways and other paved areas:
- 11. Existing and proposed structures, fences and retaining walls;
  - 12. North arrow, scale and plan preparer's name;
- 13. Soil preparation details (fertilizers, tilling, etc.) and any other applicable planting and installation details.
- C. A landscape plan shall be formally reviewed by the planning director within ten days of receipt of the required processing fee and a landscape plan application deemed complete for processing by the town.
- D. The planning director, using the standards identified in this chapter, shall make a final determination regarding the landscape plan not later than twenty days from the date the landscape plan is deemed complete for processing.
- E. No final building inspection shall be performed by the town building official or a designee thereof for any development project required to submit a landscape plan until the landscape plan has been formally approved by the

planning director and the landscape materials have either been placed or constructed in accordance with the approved landscape plans or a bond guaranteeing the same action is appropriately posted with the town.

F. The planning director may deny a landscape plan if it is found that the landscaping proposed is inadequate to buffer the development from surrounding uses, that the proposed landscaping is aesthetically inappropriate for the development or that the proposed landscape plan does not

comply with the provisions of this chapter.

- G. Any decision of the planning director regarding approval, conditional approval or denial of a landscape plan may be appealed to the landscape committee within seven days of the date of the planning director's decision. All appeals shall be in written form, accompanied by the required appeal fee and submitted to the community development department. The landscape committee shall consider the appeal within thirty days of the filing of written appeal with the community development department. decision of the landscape committee may be appealed to the town council within seven days of the date of the committee's decision by filing a written appeal and accompanying appeal fee with the office of the town clerk. The town council shall consider the appeal within forty days of the written appeal to the council. (Ord. 222 §3(part), 1993)
- 15.36.045 Design criteria. A. Landscaping.

  1. Plants having similar water use shall be grouped together in distinct hydrozones.
- 2. A top dressing of at least two inches in vertical depth shall be applied to and maintained in all planting areas except turf and areas immediately surrounding plant species that are intolerant to mulch. Areas to which a top dressing will be applied should be properly edged and scarified to retain top dressing.
- 3. For drought tolerant or native plantings only, temporary irrigation systems may be utilized and removed once plantings have become well-established (eighteen to twenty-four months after planting)
- twenty-four months after planting).
- 4. Turf areas shall be limited to thirty-five percent of the total landscaped area. This provision shall not apply to athletic fields and other recreational playing fields, community gardens, cemeteries and other land uses deemed to be similar by the planning director. The planning director may authorize a not-to-exceed turf area of one thousand square feet per unit as landscape materials within multiple residential land use developments.
- 5. All planting islands within parking areas shall be planted with drought-tolerant plant species.
- 6. Native plant species shall be protected and preserved to the maximum extent feasible.

- 7. Landscaped areas shall be designed and maintained in a manner that prevents the accumulation of dry grass, dead trees, cut limbs or branches that when dry constitute a fire hazard.
  - B. Irrigation.
- 1. All irrigation systems, with the exception of temporary irrigation systems, shall be controlled automatically with cycling capacity and shall be designed to avoid irrigation of unplanted surfaces.
- 2. All planting areas where drought-tolerant plants are used or where any one dimension is five feet or less shall utilize drip/trickle/bubble or microsprinklers.
- 3. Irrigation systems serving landscaped areas exceeding four hundred square feet in size (total size of all irrigated areas as shown on the landscape plan submitted for approval) shall utilize a rain-sensing device to avoid overwatering during periods of wet weather.
- 4. Recirculating water shall be used for decorative water features.
- 5. All irrigation systems shall be designed to prevent runoff, low head drainage, overspray, or other similar conditions where water flows onto adjacent property, nonirrigated areas, walks, roadways or structures.
- 6. Whenever possible, landscape irrigation shall be scheduled to avoid irrigating during times of high wind or temperature (contact the local water purveyor for suggested or mandated watering periods). (Ord. 222 §3(part), 1993)
- 15.36.050 Suggested plants. A. The following plants are representative of the vegetation the planning director will consider in the evaluation of landscape plans:
- 1. Turf. Hybridized fescues, bluegrasses, lippia grass and bent grasses.
- 2. Groundcovers. Dwarf periwinkle (Vinca minor), Aaron's beard (Hypericum calycinum), rock rose (Cistus), California lilac (Ceanothus horizontalis), sun rose (Helianthemum nummularium), bush morning glory (Convulvulus cneorum) trailing rosemary (Rosemarinus officinalis prostratus) and low-spreading junipers (Juniperus).
- 3. Shrubs. California lilac (Ceanothus horizontalis), Italian buckthorn (Rhamnus alaternus), Texas privit (Lingustrum texanum), oleander (Nerium), juniper (Juniperus), wheelers dwarf mock orange (Pittosporum tobira), purple hopseed (Dodonaea viscosa), English laurel (Prunus lauocerasus), hawthorn (Ralphiolepis indica), Oregon grape (Mahionia aquifolium), Italian cypress (Cupressus semperviriens) and Arizona cypress (Cupressus arizonica).
- 4. Trees. Indigenous conifers, red maple (Acer rubum), Norway maple (Acer platanoides), sugar maple (Acer saccharum), liquidambar, valley oak (Quercus lobata), red

- oak (Quercus rubra maxima, Quercus borealis), black oak (Quercus kelloggi), almond, mimosa, albizia, dogwood (Cornus Florida, Cornus nuttallii), chinese pistachio (Pistachia chinensis), raywood ash (Fraxinus oxycarpa), Colorado blue spruce (Picea pungens), smoke tree (Cotinus coggygria), giant sequoia (Sequoiadendron gigantum), and western redbud (Cercis occidentalis).
- 5. Perennials. Yarrow (Achillia), Coreopsis grandiflora, blanket flower (Gaillardia grandiflora), redhot poker (Kniphofia uvaria), Lobelia laxiflora, Penstemon, dusty miller (Senecio cineraria), sage (Salvia), and California fuchsia (Zauschneria).
- B. Notwithstanding the requirements of subsection A of this section, the planning director may consider other plant species which exhibit water-conserving characteristics in the evaluation of landscape plans. Examples of additional plant species which may be considered include but are not limited to rye grass, twin peaks (Baccharis pilularis), boxwood (Buxux microphylla japonica), English holly (Iiex aquifolium), Photinia fraseri or serrulata, candy tuft (Iberis), English lavender (Lavandula-Officinalis), pineapple guava (Feijoa selloviana), Pyracantha and heavenly bamboo (Nandenia domestica). (Ord. 222\_§3 (part), 1993)
- 15.36.055 Invasive plants. The following plants are extremely invasive and should not be planted in areas where they may compete with more desirable native and introduced vegetation:
  - A. Tree of heaven (Ailanthus altissima);
  - B. Giant reed (Arundo donax);
  - C. Scotch broom (Cytisus scoparius);
  - D. French broom (Cytisus monspessulanus);
  - E. Easter broom (Cytisus spachianus);
- F. Spanish broom (Spartium junceum). (Ord. 222 §3 (part), 1993)
- 15.36.060 Required percentage of landscaping. A. The following types of land use developments, which are required to submit landscape plans to the planning director shall have the minimum percentage of landscaping area listed in items 1 through 5 of this subsection within the developed area of the approved development project:
  - 1. Mobile home parks: ten percent;
  - 2. Multiple-family developments: ten percent;
  - 3. Commercial/professional office: ten percent;
  - 4. Public/quasi-public developments: ten percent;
  - 5. Industrial developments: five percent.
- B. The planning director, the landscape committee or the town council may vary the percentage of landscaping area required per the regulatory provisions of Section

- 15.36.040 if the subject property contains topographical, access, soil or land use features which would create undue hardship if the requirements of this section are strictly applied. (Ord. 222 §3(part), 1993)
- 15.36.070 Maintenance. A. Each development project which receives approval for its landscape plan, as provided in this chapter, shall have its landscape materials maintained by the property owner(s) in good condition and shall abide by the approved landscape plan. The property owner(s) shall replace any landscape material of the same or similar type or function when the material is not functioning (in the case of irrigation equipment) or dead, dying or diseased (in the case of plant material).
- If in the judgment of the planning director, the landscape materials are not maintained to such level as is consistent with the approved landscape plan, then the planning director shall notify the property owner as shown on the latest equalized assessment roll (or to a subsequent property owner if the name and address are known by the director) that the landscape materials must be maintained to the level shown on the approved landscape plan. planning director shall provide a maximum period of sixty days to the property owner during which to comply with the provisions of the approved landscape plan. This compliance period may be extended if, in the determination of the planning director, extenuating circumstances linked to inclement weather temporarily prevent compliance with the approved landscape plan within the sixty-day period. 222 §3(part), 1993)
- 15.36.080 Violation--Penalty. Whenever any act is prohibited by this chapter, or is made or declared to be unlawful, or an offense, or the doing of any act is required or the failure to do any act is declared to be unlawful, the violation shall be punished by a fine not exceeding five hundred dollars or imprisonment for a term not exceeding six months, or by both such fine and imprisonment; provided, nevertheless, that any such aforesaid violation or offense may be deemed an infraction as defined by Section 19(c) of the California Penal Code and charged as such in the discretion and at the election of the town prosecuting attorney, in which event the punishment therefor shall not be imprisonment but a fine not to exceed the amounts specified by Government Code Section 36900 as then in effect. Every day any violation of any provision of this chapter continues constitutes a separate offense. (Ord. 222 §3(part), 1993)